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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of **Levy, et al.**  
Application No. 10/656,068  
Attorney Docket No. CHOP.0100.1  
Filed: September 5, 2003  
For: METHODS AND COMPOSITIONS FOR ENHANCING  
THE DELIVERY OF A NUCLEIC ACID TO A CELL  
Examiner: Not yet assigned  
Group Art Unit: 1646

**CERTIFICATE OF MAILING UNDER 37 C.F.R § 1.8(a)**

I hereby certify that this Correspondence is being deposited on the date identified below with the United States Postal Service as first-class mail in an envelope properly addressed to COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450.

09-16-2004  
Date of Certificate

Lynn C. Fischer  
Lynn C. Fischer

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR LISTING OF REFERENCES**

Applicants in the above-identified application are submitting herewith the following documents listing references that were considered and made of record in connection with Applicants' related patent applications:

A. Parent U.S. Application No. 09/851,327, filed May 9, 2001:

1. Form PTO/SB/08 from Information Disclosure Statement filed August 27, 2002.
2. Form PTO-892 Notice of References Cited (Part of Paper No. 10) from Official Action mailed December 18, 2002.

B. International Application No. PCT/US01/40706, filed October 5, 2001:

1. Form PCT/ISA/210 (second sheet) International Search Report mailed

June 8, 2002.

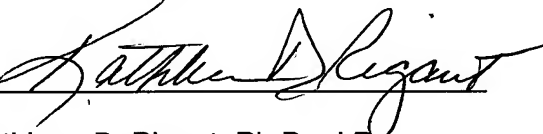
It is respectfully requested that the references included in the above-listed information submitted herewith be listed on the face of the patent granted on the above-identified application, in accordance with the following provisions of §609 of the Manual of Patent Examining Procedure:

[T]he Examiner will consider information which has been considered by the Office in a parent application when examining (A) a continuation application filed under 37 CFR 1.53(b) or filed under former 37 CFR 160, (B) a divisional application filed under 37 CFR 1.53(b) or filed under form 37 CFR 1.60, or (C) a continuation-in-part application filed under 37 CFR 1.53(b). Such information need not be resubmitted in the continuing application unless applicant desires the information to be printed on the patent.

In the event any fee is due in connection with the consideration of this request, the Commissioner is authorized to charge any such fee to the account of the undersigned attorneys, Deposit Account No. 04-1406.

Respectfully submitted,

DANN DORFMAN HERRELL and  
SKILLMAN, P.C.  
Attorneys for Applicant

By 

Kathleen D. Rigaut, Ph.D., J.D.  
Registration No. 43,047

KDR:lcf

Telephone: 215-563-4100  
Facsimile: 215-563-4044  
Customer No. 000110

<b>APPLICANT'S COPY</b> <b>Notice of References Cited</b> SEP 20 2004 U.S. PATENT & TRADEMARK OFFICE	Application/Control No. <b>09/851,327</b>	Applicant(s)/Patent Under Reexam <b>Levy et al.</b>	
	Examiner <b>Scott D. Priebe, Ph.D.</b>	Art Unit <b>1632</b>	Page 1 of 2

### U.S. PATENT DOCUMENTS

	Document Number Country Code-Number-Kind Code	Date MM-YYYY <sup>1</sup>	Name	Classification <sup>2</sup>
A				
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### FOREIGN PATENT DOCUMENTS

	Document Number Country Code-Number-Kind Code	Date MM-YYYY <sup>1</sup>	Country	Name	Classification <sup>2</sup>
N					
O					
P					
Q					
R					
S					
T					

### NON-PATENT DOCUMENTS

	Include, as applicable: Author, Title, Date, Publisher, Edition or Volume, Pertinent Pages
u	Schneider et al. "Targeted gene delivery into alpha-9 beta-1-integrin-displaying cells by a synthetic peptide," FEBS Letters 458 (3): 329-332, 24 Sept. 1999
v	Shih et al., "Matrigel treatment of primary hepatocytes following DNA transfection enhances responsiveness to extracellular stimuli," Biotechniques 18 (5): 813, 814, 816, May 1995.
w	Grant et al., "Matrigel induces thymosin beta-4 gene in differentiating endothelial cells," J. Cell Sci. 108 (Pt. 12): 3685-3694, Dec. 1995.
x	Watanabe et al., "Highly efficient transfection into primary cultured mouse hepatocytes by use of cation-liposomes: an application for immunization," J. Biochem. 116 (6): 1220-1226, Dec. 1994.

\* A copy of this reference is not being furnished with this Office action. See MPEP § 707.05(a).

<sup>1</sup> Dates in MM-YYYY format are publication dates.

<sup>2</sup> Classifications may be U.S. or foreign.

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**09/851,327**Applicant(s)/Patent Under Reexam  
**Levy et al.**Examiner  
**Scott D. Priebe, Ph.D.**Art Unit  
**1632**

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	S						
	T						

**NON-PATENT DOCUMENTS**

*		Include, as applicable: Author, Title, Date, Publisher, Edition or Volume, Pertinent Pages					
	U	Pasco et al., "Efficient DNA-mediated gene transfer into primary cultures of adult rat hepatocytes," DNA 8 (7): 535-541, Sep. 1989.					
X	V	Orkin et al. "Report and recommendations of the panel to assess the NIH investment in research on gene therapy," issued by US National Institutes of Health, Bethesda, MD, 07 Dec. 1995.					
	W						
	X						

<sup>1</sup> A copy of this reference is not being furnished with this Office action. See MPEP § 707.05(a).<sup>1</sup> Dates in MM-YYYY format are publication dates.<sup>2</sup> Classifications may be U.S. or foreign.